

REQUIRES MONITORING  
OR STAFF ACTION \_\_\_\_\_

### COMMISSION DIRECTIVE

ADMINISTRATIVE MATTERS \_\_\_\_\_

DATE February 8, 2005

MOTOR CARRIER MATTERS \_\_\_\_\_

DOCKET NO. 2004-178-E

UTILITIES MATTERS XXX

ORDER NO. 2005-149

#### SUBJECT:

DOCKET NO. 2004-178-E – South Carolina Electric & Gas Company – Application for adjustments in the Company's electric rate schedules and tariffs. Discuss with the Commission receipt of Columbia Energy LLC's Petition for Clarification or Reconsideration of Order No. 2005-2 filed by Frank R. Ellerbe, III, Esquire. Response from SCE&G in opposition to Columbia Energy LLC's petition.

#### COMMISSION ACTION:

Denied Columbia Energy's request for clarification or reconsideration of Order No. 2005-2 in regard to the Commission's decision to open a generic docket to explore a formal RFP process for utilities that are considering alternatives for adding generation capacity. In its Petition, Columbia Energy asserts that the Commission should clarify that it intends to proceed with a rulemaking proceeding leading to the promulgation of a regulation to address the competitive bidding process so that the Commission's decision will have the force and effect of law. The Commission in Order No 2005-2 had quite a number of reasons for disposing of Columbia Energy's request regarding a rulemaking proceeding on competitive bidding. First, a competitive bidding process as a means to procure additional capacity resources would affect all jurisdictional electric utilities, not just SCE&G. Second, all jurisdictional electric utilities should be afforded the opportunity to provide their opinions and options in a public information gathering proceeding regarding a competitive bidding process to ensure that we review as much information that we can before we decide if a competitive bidding process should indeed be implemented. Third, the Commission did not state in Order No. 2005-2 that it would definitely institute a rulemaking process on competitive bidding. We did state however that the Commission, as part of our examination/educational process regarding competitive bidding, would open a generic docket for any person or company with standing to participate in order for the Commission to make an informed educational decision on RFPs on competitive bidding.

APPROVED \_\_\_\_\_

PRESIDING Mitchell

APPROVED STC 30 DAYS \_\_\_\_\_

CLYBURN Yes

ACCEPTED FOR FILING \_\_\_\_\_

FLEMING Yes

DENIED \_\_\_\_\_

HAMILTON Yes

AMENDED \_\_\_\_\_

HOWARD Yes

TRANSFERRED \_\_\_\_\_

MITCHELL Yes

SUSPENDED \_\_\_\_\_

MOSELEY Yes

CANCELED \_\_\_\_\_

WRIGHT Motion

SET FOR HEARING \_\_\_\_\_

**REGULAR SESSION X**

ADVISED \_\_\_\_\_

**SPECIAL SESSION \_\_\_\_\_**

CARRIED OVER \_\_\_\_\_

**TIME OF SESSION 2:30PM**

RECORDED BY P. D. Riley